

# Emerald Farms

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July 16, 2007

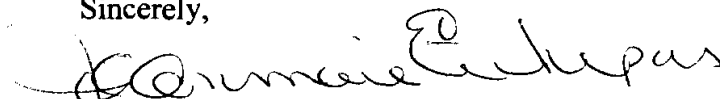
<b>DOCKET</b> <b>06-AFC-9</b>	
DATE	JUL 16 2007
RECD.	JUL 16 2007

California Energy Commission  
Attn: Docket Unit  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512

Re: Colusa Generating Station (06-AFC-9)

The following letter was sent electronically on July 16, 2007.

Sincerely,

  
Jeanmarie Etchepare  
Partner

# EMERALD FARMS

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July 16, 2007

Commissioner John L. Geesman, Presiding Member  
California Energy Commission  
1516 Ninth Street  
Sacramento, California 95814-5512

Dear Commissioner John L. Geesman,

**SUBJECT: COLUSA GENERATING STATION (06-AFC-9) – NOTICE OF AB32  
REVIEW REQUIREMENTS FOR TRANSMISSION LINE LOSSES**

Emerald Farms asks that the review of the Colusa Generating Station (CGS) include the contribution to California greenhouse gas emissions resulting from transmission line losses caused by locating the power plant so far from a large electric load center. New legislation known as AB32, the California Global Warming Solutions Act of 2006, Division 25.5 (commencing with Section 38500) to the Health and Safety Code, relating to air pollution now requires<sup>1</sup> the California Air Resources Board ("CARB") to "Account

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<sup>1</sup> **Health and Safety Code section 38530.**

(a) On or before January 1, 2008, the state board shall adopt regulations to require the reporting and verification of statewide greenhouse gas emissions and to monitor and enforce compliance with this program.

(b) The regulations shall do all of the following:

(1) Require the monitoring and annual reporting of greenhouse gas emissions from greenhouse gas emission sources beginning with the sources or categories of sources that contribute the most to statewide emissions.

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for greenhouse gas emissions from all electricity consumed in the state, including transmission and distribution line losses from electricity generated within the state or imported from outside the state.”

This requirement is ignored by the CEC policy of waiving the NOI requirement to address alternate power plant sites that have lower greenhouse gas emissions. This discussion was omitted by the applicant in the application for the Colusa Generating Station, Docket No. 06-AFC-9, and by the CEC staff review of the case.

The proposed power plant site is so close to Emerald Farms that air emissions and land use changes could significantly affect the sensitive crops being farmed. The California Environmental Quality Act (CEQA) declares the right<sup>2</sup> of the public to notify lead agencies of environmental impacts that are important to address.

Sincerely,



Allen Etchepare

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(2) Account for greenhouse gas emissions from all electricity consumed in the state, including transmission and distribution line losses from electricity generated within the state or imported from outside the state. This requirement applies to all retail sellers of electricity, including load-serving entities as defined in subdivision (j) of Section 380 of the Public Utilities Code and local publicly owned electric utilities as defined in Section 9604 of the Public Utilities Code.

<sup>2</sup> **California Public Resources Code section 21003.1**

Environmental effects of projects; comments from public and public agencies to lead agencies; availability of information